

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent application Docket No: PA-5047-CIP2  
of \_\_\_\_\_  
(inventor(s))  
for \_\_\_\_\_  
(title of invention)

the specification of which is being transmitted herewith

**OR**

In re application of: Group Art Unit  
Timothy A. Chuter Examiner  
Serial No.: 07 / 959,758  
Filed: October 21, 1992  
For Expandable Transluminal Graft Prosthesis for Repair of Aneurysm and  
Commissioner of Patents and Trademarks Method of Implanting  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

**NOTE:** "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section." 37 CFR 1.56(a).

"Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) each inventor named in the application;
- (2) each attorney or agent who prepares or prosecutes the application; and
- (3) every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application." 37 CFR 1.56(c).

**NOTE:** The "duty as described in § 1.56 will be met so long as the information in question was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b) - (d) and 1.98 before issuance of the patent." Notice of January 9, 1992, 1135 O.G. 13-25 at 17.

**CERTIFICATE OF MAILING**

I hereby certify that this Information Disclosure Statement (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

(check and complete appropriate item below):

37 CFR 1.8(a)  
with sufficient postage  
as first class mail

or

37 CFR 1.10  
as "Express Mail Post Office  
to Addressee" Mailing Label  
No. \_\_\_\_\_

Barbara J. Forss

(Type or print name of person mailing paper)

Date Dec. 23, 1992

Barbara J. Forss

(Signature of person mailing paper)

(Information Disclosure Statement [6-1]—First Page—page 1 of 6)

**List of Sections Forming Part of This Information Disclosure Statement.**

The following sections are being submitted for this Information Disclosure Statement:

*(check sections forming a part of this statement; discard unused sections and number pages consecutively)*

1.  Preliminary Statements
2.  FORM PTO - 1449 (Modified)
3.  Statement As To Information Not Found in Patents or Publications
4.  Identification of Prior Application In Which Listed Information Was Already Cited and For Which No Copies Are Submitted Or Need Be Submitted
5.  Cumulative Patents or Publications
6.  Copies of Listed Information Items Accompanying This Statement
7.  Concise Explanation of Non-English Language Listed Information Items
8.  Translation(s) of Non-English Language Documents
9.  Concise Explanation of English Language Listed Information Items (Optional)
10.  Identification of Person(s) Making This Information Disclosure Statement

*(complete the following, if appropriate)*

Sections , respectively, have been continued on ADDED PAGE(S).

*NOTE: "Once the minimum requirements are met, the examiner has an obligation to consider the information."*  
*Notice of April 20, 1992 (1138 O.G. 37-41, 37).*

### **Section 1. Preliminary statements**

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

## **Section 6. Copies of Listed Information Items Accompanying This Statement**

**NOTE:** *37 CFR 1.98(a)(2) requires that any information disclosure statement filed under § 1.97 shall include: "A legible copy of: (1) Each U.S. and foreign patent; (ii) Each publication or that portion which caused it to be listed; and (iii) All other information or that portion which caused it to be listed, except that no copy of a U.S. patent application need be included. . . ."*

**NOTE:** *The wording in § 1.98(a)(2)(iii) makes it clear that the requirement to submit a copy of each item of information listed in an information disclosure statement does not apply to the citation of a U.S. patent application. Notice of January 9, 1992, 1135 O.G. 13-25, at 14.*

Legible copies of all items listed accompany this information statement.

*(complete the following, if applicable )*

- Exception(s) to above
  - Items in prior application from which an earlier filing date is claimed for this application as identified in Section 4.
  - Cumulative patents or publications identified in Section 5.

**Section 10. Identification of Person(s) Making THIS INFORMATION DISCLOSURE STATEMENT**

The person making this statement is

(check each applicable item (a) and (b))

(a)  the inventor(s) who signs below

**SIGNATURE OF INVENTOR**

Type name of inventor who is signing

(b)  the attorney who signs below on the basis of:

(check each applicable item)

the information supplied by the inventor(s)  
 an individual associated with the filing and prosecution of this application (37 CFR 1.56(c)).  
 the information in the attorney's file

Reg. No.: 30,056

Tel. No. (317) 463-7537

**SIGNATURE OF ATTORNEY**

Richard J. Cudlewski

Type or print name of attorney

P.O. Address

P.O. Box 2256  
West Lafayette, IN 47906